EXECUTIVE SUMMARY - ENFORCEMENT MATTER DOCKET NO.: 2007-1534-LII-E TCEQ ID: RN103669073 CASE NO.: 34689 RESPONDENT NAME: CATHERINE E. HARRIS DBA ALL WATER AUSTIN

ORDER TYPE:		
_1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING
X FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
_AMENDED ORDER	EMERGENCY ORDER	
CASE TYPE:		
AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE
PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	X_OCCUPATIONAL CERTIFICATION
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION
1730 Woods Boulevard, Round Rock, Willia TYPE OF OPERATION: landscape irrigation irrigation. SMALL BUSINESS: X Yes OTHER SIGNIFICANT MATTERS: Three	ED: 3007 Adam Cove, 101 Northfield Street, mson County; 1701 Mackenzie Lane, Cedar Paon No se complaints have been received. The compla There is no record of additional pending enfor	rk, Williamson County ints alleged faulty landscape irrigation system
INTERESTED PARTIES: The complainant the ED and the Respondent has expressed an	ts have not indicated a desire to protest this acti interest in this matter.	on or speak at Agenda. No one other than
COMMENTS RECEIVED: The Texas Reg	ister comment period expired on February 9, 20	009. No comments were received.
Ms. Lena Rober TCEQ Enforcement Coordinator: TCEQ Regional Contact: Ms. Care Respondent: Ms. Catherine E. Harr	Combs, Litigation Division, MC 175, (512) 23 ts, Litigation Division, MC 175, (512) 239-001 Ms. Merrilee Hupp, Water Enforcement Section Runyon, Austin Regional Office, MC R-11 is, Owner, All Water Austin, 505 E. 8 th Street, wented by counsel on this enforcement matter.	9 on, MC 169, (512) 239-4490 ., (512) 339-3795

RESPONDENT NAME: CATHERINE E. HARRIS DBA ALL WATER AUSTIN DOCKET NO.: 2007-1534-LII-E

VIOLATION SUMMARY CHART:		
VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
Type of Investigation:	Total Assessed: \$2,337	Ordering Provisions:
X.Complaint Routine Enforcement Follow-up X Records Review	Total Deferred: \$0Expedited OrderFinancial Inability to PaySEP Conditional Offset	The Respondent shall undertake the following technical requirements: 1. Immediately:
Dates of Complaints Relating to this Case: January 19, 2007, February 17, 2007 and May 31, 2007. Dates of Investigations Relating to this Case: April 27, 2007 and August 24, 2007 Date of NOE Relating to this Case:	Total Due to General Revenue: \$2,337 This is a Default Order. The Respondent has not actually paid any of the assessed penalty but will be required to do so under the terms of this Order.	a. Obtain a plumbing permit in accordance with the Building Inspection Department in the city in which work is to be performed prior to commencing any irrigation related work;
Background Facts: The EDPRP was filed on August 4, 2008 and mailed to the Respondent via certified mail, return receipt requested, and via first class mail, postage prepaid. According to the return receipt "green card," the Respondent received notice of the EDPRP on August 5, 2008, as evidenced by the signature on the card. The Respondent has failed to answer the EDPRP, failed to request a hearing, and failed to schedule a settlement conference. Current Compliance Status: The Respondent's irrigator license expired on June 30, 2008. LII:	Site Compliance History Classification: N/A Person Compliance History Classification: N/A Major Source: Yes _X No Applicable Penalty Policy: September 2002	 b. Arrange for the inspection of the backflow prevention device after installation and prior to the box containing the backflow prevention device being covered; c. Begin using wire splices which are waterproof in underground connections of the zone valves during installation of all irrigation systems; d. Ensure that all irrigation systems are designed and/or installed to provide a minimum of six inches of coverage over piping if the manufacturer has no recommended specifications for depth coverage of piping; and e. Honor all warranties presented to customers by Respondent.
 Failed to comply with reasonable inspection requirements, ordinances, or regulations designed to protect the public water supply of a city, town, county, special purpose district or other political subdivision of the state [30 Tex. Admin. Code § 344.70]. Failed to meet the minimum standards for depth coverage of piping for the installation of irrigation systems [30 Tex. Admin. Code § 344.77(e)(1)]. 		 Within 30 days, update the All Water Austin web site to accurately reflect the number of licensed irrigators it employs as well as the number of licensed backflow prevention assembly testers it employs. Within 60 days, submit written certification demonstrating compliance with Ordering Provisions above.
 Failed to meet the minimum standards for wiring irrigation systems [30 Tex. ADMIN. CODE§ 344.77(f)(3)]. Failed to honor the warranty presented to the customers for the materials and labor furnished in the installation of the new irrigation systems [30 Tex. ADMIN. CODE § 344.96]. 		
5. Failed to refrain from false, misleading, or deceptive practices relating to bidding or advertising of services and fees [30 Tex. ADMIN. CODE § 344.93(c)].		

July Value	Penalty Calculation	n Worksheet (P	CW)	
Policy Revision 2 (Sept	tember 2002)		PCW Revision S	eptember 19, 2007
DATIES Assigned	4-Sep-2007 18-Sep-2007 Screening 18-Sep-2007	EPA Due		
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RESPONDENT/FACILITY Respondent	INFORMATION Catherine E. Harris dba All Water Austin			
Reg. Ent. Ref. No.	RN103669073		Mines	
Facility/Site Region	11-Austin	Major/Minor Source	IVIII IOI	
	京·夏·普鲁公司 (1982年) 4 指在河流 (1990年) 1884年 (1991年) 1984年 (1991年)	No. of Violations	is in the second	
Enf./Case ID No. Docket No.	2007-1534-LII-E	Order Type		
Media Program(s)	Irrigators	Enf. Coordinator	Merrilee Hupp	
Multi-Media Admin. Penalty \$ L		\$2,500	EnforcementTeam 1	i
Admin. 1 charty 4 L				
	Penalty Calcula	*		
TOTAL BASE PENAL	TY (Sum∤of violation base penaltie	(\$)	Subtotal 1	\$2,125
ADJUSTMENTS (+/-)	TO SUBTOTAL 1		en core de la como en la como en La como en la como en	
Subtotats 2-7 are obtain	ned by multiplying the Total Base Penalty (Subtotal 1) by	the indicated percentage. Enhancement: Subt	otale 2 2 2 7	\$212
Compliance Histo	Respondent received two Commission-issi		1	Ψ2.12.
Notes	same or similar viola			
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Culpability	No / 10%	Enhancement	Subtotal 4	\$0
Notes	The Respondent does not meet the	e culpability criteria.		
	and the second s		Subtotal 5	\$0
Good Faith Effort	Before NOV NOV to EDPRP/Settlement Offer	Reduction	Subidial 3	ΨΟ
Extraordinary				
Ordinary N/A	X (mark with x)			•
77	The Respondent does not meet the	e good faith criteria]	
Notes	The Respondent does not modern	ygood lalar o none.		•
		Enhancement*	Subtotal 6	\$0
Approx.	Total EB Amounts \$79 *Capped Cost of Compliance \$1,050	i at the Total EB \$ Amount		
				\$2 227
SUM OF SUBTOTALS	51-4		-inai Subiotai	\$2,337
OTHER FACTORS AS	S JUSTICE MAY REQUIRE	0%	Adjustment	\$0
Reduces or enhances the Final S	ubtotal by the indicated percentage.		7	
Notes			,	
		Final Po	nalty Amount	\$2,337
		- Fillal Fe	nany Amount	Ψ2,501
STATUTORY LIMIT A	DJUSTMENT	Final Asse	essed Penalty	\$2,337
DEFERRAL			Adjustment	\$0
	alty by the indicted percentage. (Enter number only; e.g		7	,
Notes	Deferral not offered for non-expe	edited settlement.		
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DAVABLE DENALTY	en in engagene rejection	e e e e e e e e e e e e e e e e e e e	and the second	\$2,337

Screening Date 18-Sep-2007

Docket No. 2007-1534-LII-E

PCW

Respondent Catherine E. Harris dba All Water Austin

Case ID No. 34689

Policy Revision 2 (September 2002) PCW Revision September 19, 2007

Reg. Ent. Reference No. RN103669073

Media [Statute] Irrigators
Enf. Coordinator Merrilee Hupp

Compliance History Worksheet

Compliance Hist Compone	it Number of the	Enter Number Here	Adjust.	verm
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	2	10%	
	Other written NOVs	0	0%	
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%	
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denia of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%	
Judgmen		.0	0%	
and Cons Decrees	TANY adjudicated final COURT HIGHMERIS 200 GERBUIL HUGHTERIS, OF HOR adjudicated final court	0	0%	
Convictio	Any criminal convictions of this state or the federal government (number of counts)	0	0%	
Emission	the state of a contact	-0	0% .	
	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	6 	0%	
Audits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)		0%	
		ase Enter Yes or No	001	
r Librar	Environmental management systems in place for one year or more	No	0%	
80	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No No	0%	
Other	Participation in a voluntary pollution reduction program	No	0%	
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	t No	0%	
	Adjustment I	Percentage (Si	ubtotal 2)	109
Repeat Violator				
	N/A Adjustment i	Percentage (Si	ubtotal 3)	0%
Compliance His	ory Person Classification (Subtotal 7)			e din
	N/A Adjustment	Percentage (Si	ubtotal 7)	0%
Compliance His	ory'Summany			Y.
Complia Histor Notes		violations.		
			-	
	Total Adjustment Percentag	e (Subtotals :	2, 3, & 7)	109

Scre	ening Date	18-Sep-2007	40.00, 0.0000000	. Do	ocket No.	2007-1534	-LII-E		/ PCW
		Catherine E. H	łarris dba All	l Water Austin				Policy Re	evision 2 (September 2002)
	Case ID No.	34689						PCW Re	vision September 19, 2007
Reg. Ent. Re	ference No.	RN103669073	}						
	lĭa [Statute]								
Enf. (Coordinator	Merrilee Hupp	•				:		
Viol	ation Number	11			·····				
	Rule Cite(s)			30 Tex. Admi	n. Code § 34	14.70			
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Economic Benefi	t(EB) for th	is violation				Statutory	Limit Test		
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	Estimated	d EB Amount		\$24		violatio	n Final Penalt	y rotar[φ1,100
			Т	his violation F	inal Assess	ed Penalty	(adjusted for	limits)	\$1,100
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Case ID No							
Reg.Ent. Reference No	RN103669073						
	Irrigators					Percent Interest	Years of
Violation No.						Reicellumerest	Depreciation
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Delayed Costs			STATE STATE OF THE	ugan antisi	NATIONAL PROPERTY.		Market Comments of the Comment
Equipment	7 · .			0.0	\$0	\$0	\$0
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Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	- \$0		\$0
Record Keeping System				0.0	\$0	· MARKANATIVAL	\$0
Training/Sampling				0.0	\$0	Market Market	\$0 \$0
Remediation/Disposal		1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -		0.0	\$0	CHARLEN AND AND AND AND AND AND AND AND AND AN	
Permit Costs	\$400	10-Jan-2007	1-Apr-2008	1.2	\$24	Manager (available)	\$24 \$0
Other (as needed)				0.0	\$0	CONTRACTOR OF THE CONTRACTOR	1 00
Notes for DELAYED costs	when the Respo	ondent initiated the i	installation of the compliance is o	irrigation sys expected to b	tem at the fir e achieved.	r residential sites. C st of four sites and f	inal date is when
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Screening Date	18-Sep-2007 Docket No. 2007-1534-LII-E	PCW
	Catherine E. Harris dba All Water Austin	Policy Revision 2 (September 2002)
Case ID No.		PCW Revision September 19, 2007
Reg. Ent. Reference No.	RN103669073	ļ
Media [Statute]		
Enf. Coordinator		
Violation Number		
Rule Cite(s)	30 Tex. Admin. Code § 344.77(e)(1)	
	So tox. Nation bodd g o this (b)(1)	
Violation Description	Failed to meet the minimum standards for depth coverage of piping for the installating irrigation systems. Specifically, at 1701 Mackenzie Lane, in Cedar Park, William County, the coverage of pipe between Zones No. 5 and 6 on the right side yard with the six inches required.	nson
	Base P	enalty \$2,500
>> Environmentaly Property a	nd Human Health Matrix	
	Harm	
Release	Major Moderate Minor	
OR Actual		
Potential	Percent 5%	
		,
>>Programmatic Matrix Falsification	Major Moderate Minor	
raisincation	Major Moderate Percent 0%	
Matrix Notes Human hea	alth or the environment could be exposed to an insignificant amount of pollutants would not exceed levels protective of human health or environmental receptors.	hich
	Adjustment	\$2,375
		<u></u>
		\$125
		TATOLINA MINERAL
Violation Events		
	olation Events 1 572 Number of violation days	
Number of Vic	olation Events 1 572 Number of violation days	
1	sa gally as	
	monthly	
mark only one	guarterly: Violation Base F	enalty \$125
with an x	tsemiannuali	
	annual	
	single event x	
[AND THE RESIDENCE OF THE PARTY	
	One single event is recommended.	
	One angle event is recommended.	
L		
Economic Benefit (EB) for th	is violation Statutory Limit Test	
Sala Villa State (1994) 1996 (1996) Sala Sala Sala Sala Sala Sala Sala Sal	CANADA SA CANADA MANTE M	
Estimated	d EB Amount \$8 Violation Final Penalt	y Total \$137
	This violation Final Assessed Penalty (adjusted for	limits) \$137
and contract of the contract o	This violation Final Assessed Penalty (adjusted for	MANAGEMENT SOUTH STREET

	7. A	conomic	Revetit M	OFKS	neet		
Respondent		arris dba All Water	A STATE OF THE PARTY OF THE PAR				
Case ID No.							
Reg. Ent. Reference No.					•		
		•				-2434 Self-19-17-79-1	Years of
1966 「TVA」には1967年 - 1967年 - 1987年 1987年 - 19	l Irrigators	-				Percent Interest	Depreciation
Violation No.	1. Z Az ar avo estamatako (de og stallige ende	eranakilaras reasta	er engl	SECTION AND A SECTION AND A SECTION ASSESSMENT OF THE SECTION ASSESSME		25.55 E.C. 2003 200 15
						5.0	
	ltem Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB'Amount
Item Description	n No commas or \$						多数 技术的主张在
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Equipment Buildings				0.0	\$0	\$0	\$0
Other (as needed)		4.1.4		0.0	. \$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land			50.00	0.0	\$0	State on/attitude	\$0
Record Keeping System				0,0	\$0	www.m/andward	\$0
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iraining/Sambiing							
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Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	\$100 Estimated cost is when the	is for six inches of e irrigation system	f cover and the lab was installed and	0.0 1.6 or associ	\$0 \$8 iated with covering is when complian	g piping as required	\$0 \$8 I. Date required e achieved.
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	\$100 Estimated cost is when the	is for six inches of irrigation system	f cover and the lab was installed and	0.0 1.6 or associ final date	\$0 \$8 iated with covering is when complian	g piping as required	\$0 \$8 I. Date required e achieved.
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	\$100 Estimated cosi	is for six inches of a irrigation system	f cover and the lab was installed and	0.0 1.6 or associ	\$0 \$8 iated with coverin is when complian	g piping as required nce is expected to b	\$0 \$8 I. Date required e achieved.
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	\$100 Estimated cost is when the	is for six inches of a irrigation system	f cover and the lab was installed and	0.0 1.6 or associ final date	\$0 \$8 iated with covering is when compliant item*(except*for*	g piping as required nce is expected to b one-time avoided (\$0 \$8 i. Date required e achieved. costs) \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	\$100 Estimated cosi	is for six inches of irrigation system UALIZE:[1]:avoid	f cover and the lab was installed and	0.0 1.6 or associfinal date	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0	g piping as required nce is expected to b one-time:avoided(\$0 \$0	\$0 \$8 i. Date required e achieved. costs) \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	\$100 Estimated cosi	is for six inches of a irrigation system UALIZE [1] avoid	f cover and the lab was installed and	0.0 1.6 or associ final date ntering[] 0.0 0.0	\$0 \$8 iated with covering is when compliant item*(except*for; \$0 \$0 \$0	g piping as required noe is expected to be some some some some some some some som	\$0 \$8 i. Date required e achieved. 50 \$0 \$0 \$0
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Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIGEd Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$100 Estimated cosi	is for six inches of a irrigation system UAUZE [1]:avoid	f cover and the lab was installed and	0.0 1.6 or associ final date ntering[] 0.0 0.0 0.0 0.0	\$0 \$8 iated with covering is when compliant item\(except\)fot\(\delta\) \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be some some some some some some some som	\$0 \$8 i. Date required e achieved. 50 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOICE GOSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	\$100 Estimated cost is when the	is for six inches of a irrigation system UAUIZE [1] avoid	f cover and the lab was installed and	0.0 1.6 or associ final date	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be so	\$0 \$8 I. Date required e achieved. S0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOICE GOSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$100 Estimated cost is when the	is for six inches of	f cover and the lab was installed and edicosts before:e	0.0 1.6 or associ final date	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be so	\$0 \$8 I. Date required e achieved. S0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$100 Estimated cost is when the	is for six inches of	f cover and the lab was installed and edicosts before:e	0.0 1.6 or associ final date	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be so	\$0 \$8 . Date required e achieved. \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$100 Estimated cost is when the	is for six inches of	f cover and the lab was installed and edicosts before:e	0.0 1.6 or associ final date	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be so to the state of the stat	\$0 \$8 I. Date required e achieved. S0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$100 Estimated cost is when the	is for six inches of	f cover and the lab was installed and edicosts before:e	0.0 1.6 or associ final date intering[1] 0.0 0.0 0.0 0.0	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be so to the state of the stat	\$0 \$8 . Date required e achieved. \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$100 Estimated cost is when the	is for six inches of	f cover and the lab was installed and edicosts before:e	0.0 1.6 or associ final date intering[1] 0.0 0.0 0.0 0.0	\$0 \$8 iated with covering is when compliant item (except) for \$0 \$0 \$0 \$0 \$0 \$0	g piping as required noe is expected to be some stime avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$8 . Date required e achieved. \$0 \$0 \$0 \$0 \$0 \$0

Screening Date	18-Sep-2007	Docket No. 2007-1534-LII-E	JPCW
Respondent	Catherine E. Harris dba All Water	Austin	Policy Revision 2 (September 2002)
Case ID No.	34689		PCW Revision September 19, 2007
Reg. Ent. Reference No.	RN103669073		
Media [Statute]			
Enf. Coordinator		•	
Violation Number			
Rule Cite(s)	30 Tex	Admin. Code § 344.77(f)(3)	`
Violation Description	Northfield Street, in Round Roo Cedar Park, Williamson County	ndards for wiring irrigation systems. Sp ck, Williamson County and 1701 Macke , wire splices which were not waterprood d connections of the zone valves.	enzie Lane, in
			Base Penalty \$2,500
>> Environmental Property a Release OR Actual Potential	Harm Major Moderate Mi	inor x 9	5%
>>Programmatic:Matrix			
Falsification	Major Moderate Mi	inor	<u> </u>
	2 2 2 3 4 2 4	Percent	0%
		xposed to an insignificant amount of po f human health or environmental recep	
		Adjustment	\$2,375
NATE OF STATE OF THE PARTY OF T			6105
	·		\$125
Violation Events			
Number of Vio	plation Events 2	572 Number of violat	ion days
· · · · · · · · · · · · · · · · · · ·	MARION EVENIA Z	TOTAL MAINTEN OF VIOLET	
mark only one with an x	dally monthly duarterly semiannual annual single event x	Violatio	on Base Penalty \$250
Two single		upon the two different residential location was documented.	ons where the
Economic Benefit (EB) for th	is violation	Statutory/Lin	iit Test
The state of the s	·	COLON COM COLON COLON DE LA CARLO DE SERVICIO COMO COLON COMO COLON COLO	al Penalty Total \$275
Estimated	EB Amount	¥101dtiOti Fiit	Ψ210
	This vi	iolation Final Assessed Penalty (adju	usted for limits) \$275
BETTA FOR THE PARTY OF THE PART			

的情報性,因此是由自己的 一种,因此是一个工作的特殊的。	E	conomic	Benefit W	orks/	heet		Salden i	
Responden	t Catherine E. Ha	The state of the s	25、连续1000年100日,海洋10日,自然10日日	a Nille var 1991		tur maa is	•	, se sec at we than
Case ID No		-,,,,						
Reg. Ent. Reference No		•						
	a Irrigators						ent Interest	Years of
Violation No						Land of the same of	ent interest	Depreciation
Violation No); O Nation and the Miles (A.)	4.24、Cattle E-3/40/98-3/	el i markotokkiri	settiaka	erorii ir saara	471000000	5.0	
								EB Amount
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Une	time Costs	EB Amount
Item Description	n No commas or \$		的基础的特别的特别	物學用的	的性性的概念		是特别是特色。	AND PARTY OF
a en fast à l'a les antabases et le seu en entre de l'Appendient de l'Appendie								
Delayed Cost	single confidenti	的推出被法的影響	The sold the state of		之后然是40年8		國語主義主義	2.经体制设备等
Equipment	\$100	7-Sep-2006	1-Apr-2008	1.6	\$1	<u> </u>	\$10	\$11
Buildings				0.0	\$0	<u> </u>	\$0	\$0
Other (as needed)				0.0	\$0	ļ	\$0	\$0
Engineering/construction				0;0	\$0	A -	\$0	\$0
Land				0:0	.\$0		bin/abbiging	\$0
Record Keeping System				0.0	\$0	-	kn/areknir	\$0
Training/Sampling				0.0	\$0	371 177 180 PER CONT.	en/audulus	\$0
Remediation/Disposal				0.0	\$0		an/andersal	\$0 \$0
Permit Costs				0.0	\$0 \$0		Min/alai kauji Min/alai kauji	\$0
Other (as needed)		<u> </u>						
	li .							
Notes for DELAYED costs	irriga	ition system was i	als and labor assonstalled and final o	late is wh	en compliance is	expec	ted to be achi	eved.
	irriga	ition system was i	nstalled and final o	late is wh	en compliance is	expec	ted to be achi	eved. costs)
Avoided Costs	irriga	ition system was i	als and labor assonstalled and final o	late is wh	en compliance is	expec	ted to be achi ne:avoided:c \$0	eved. costs)/// \$0
Avoided Cost	irriga	ition system was i	nstalled and final of	entering	item (except for \$0 \$0	expec	ne avoided of \$0	costs) \$0 \$0
Avoided Costs Disposal Personnel	irriga	ation system was i UALIZE:[1]:avoid	nstalled and final o	entering	itemi(except for \$0 \$0 \$0	expec	ne:avoided:c \$0 \$0 \$0	costs) \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	irriga	ation system was i UALIZE:[1]:avoid	nstalled and final o	entering	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	expec	ne avoided of \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	irriga	ation system was i UALIZE:[1]:avoid	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0	itemi(exceptifor \$0 \$0 \$0 \$0 \$0	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	irriga	ation system was i	nstalled and final o	entering(0.0 0.0 0.0 0.0	item#(except#fon	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	irriga	ation system was i	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0	itemi(exceptifor \$0 \$0 \$0 \$0 \$0	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	irriga	ation system was i	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0 0.0	item#(except#fon	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	irriga	ation system was i	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0 0.0	item#(except#fon	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	irriga	ation system was i	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0 0.0	item#(except#fon	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	irriga	ation system was i	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0 0.0	item#(except#fon	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	irriga	ation system was i	nstalled and final o	entering(0:0 0.0 0.0 0.0 0.0 0.0	item#(except#fon	expec	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	irriga	ation system was i	nstalled and final of	entering(0:0 0.0 0.0 0.0 0.0 0.0	item#(except#fon	expectione-tii	ne avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date	18-Sep-2007	Docket No. 2007-15	34-LII-E	SPCW :
Respondent	Catherine E. Harris dba All Water	Austin	Policy Re	evision 2 (September 2002)
Case ID No.	34689		PCW Re	evision September 19, 2007
Reg. Ent. Reference No.	RN103669073			
Media [Statute]	Irrigators			
Enf. Coordinator				
Violation Number				!
Rule Cite(s)	00.7	Adin Code 5 244.06		
	30 16	ex. Admin. Code § 344.96		
Violation Description	Failed to honor the warranty pre- furnished in the installation of the did not return to 1701 Mackenzie necessary sprinkler head adjust wiring and coverage of piping. County, the Respondent did no nozzles or the nozzle in another a	e new irrigation systems. Spece Lane in Cedar Park, Williams iments and meet the minimum At 101 Northfield Street in Rou treturn to address the six mall	ifically, the Respondent on County to make the standards required for und Rock, Williamson functioning shrub riser	
			Base Penalty	\$2,500
>>Environmental Bropenya	and Human Health Matrix			
	Harm	·	CONTRACTOR OF THE PROPERTY OF	1 B
Release		nor		
OR Actual		A Transfer of the Control of the Con		
Potential		x Percent	5%	1
>>Programmatic Matrix	Main			
Falsification	Major Moderate Mi	nor Percent	0%	
		. Fercent	070	
Matrix Human he Works Notes	aith or the environment could be ex ould not exceed levels protective o	oposed to an insignificant amou f human health or environment	unt of pollutants which al receptors.	
		Adjustmer	it \$2,375	. 1
·	·		1	\$125
			i	ψ, <u>z</u> σ
Violation Events				į
English and a second supplies the second	NITHER THE TAXABLE WAS AND	5 () American () () American Structure () Structure (CONTROL OF THE CONTRO	
Number of Vio	olation Events 2	572 Number	of violation days	
	dally		*	
	monthly		Walatan Basa Basalfal	\$250
mark only one with an x	quarterly.		Violation Base Penalty	φ200
Will 611 X	semiannual			
	singletevent x			
		•		
			at tagetians where the	
Two single	e events are recommended based u	upon the two different residents vas documented.	al locations where the	
· .	Violation	.ac accamonaca.		
Land of the second seco			tervaniam na saga <u>de</u> president en la seconomia	
Economic Benefit (EB) for th	isviolation	Statuto	ny Limit Test	
Entire -t-	d EB Amount	\$16 Viola	tion Final Penalty Total	\$275
Estinate	a LD Amount		July rotal	42.0
	This vi	iolation Final Assessed Pena	Ity (adjusted for limits)	\$275

Respondent Catherine E. Harris dba All Water Austin "Case ID No. 34689 Reg. Ent. Reference No. RN103669073 Media Irrigators Violation No. 4 Item Cost Date Required Final Date Yrs Interpretation No. commas ons	neet	e estado por estado en la composição de la	
Reg_Ent. Reference No. RN103669073 Media Irrigators Violation No. 4	Feder Southers Williams	Total Control Control	
Media Irrigators Violation No. 24			
Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Supplie		Percent Interest	Years of
Item:Gost Date Required Final Date Yrs Interception No.commasor S		Telcelluliteresi	Depreciation
Delayed Costs Equipment Buildings O.0 O.		5.0	15
Delayed Costs Equipment Buildings Other (as needed) Other	Interest Saved	Onetime Costs	EB Amount
Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED Costs Equipment Buildings Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	#32 (#V#1.46)		
Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	DINE WILLIAMS IN		S. MANUAL PROPERTY OF STREET
Equipment Buildings Other (as needed) Notes for AVOIDED costs Equipment Buildings Other (as needed)		445240200004640	anglika (tokala)
Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0	.\$0	\$0
Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0	\$0	\$0
Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED Costs Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Land 0:00 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0	\$0	\$0	\$0
Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIGEd Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0	\$0	\$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED Costs AVOIDED Costs Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	.\$0	MINASTERIA	\$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED Costs AVOIDED Costs AVOIDED Costs ANNUALIZE [1] avoided costs before entering item Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	'\$0 \$0		\$ \$0 \$ \$0
Permit Costs Other (as needed) Notes for DELAYED costs Estimated cost is for materials and labor associated with ad replacement of nozzles. Additional costs are already ad AVOIDED Costs ANNUALIZES[1] iavoided costs before entering item Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0 \$0	Market (and the same and the sa	\$0
Notes for DELAYED costs AVOIDED Costs AVOIDED Costs Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs \$200	\$0		\$0
Notes for DELAYED costs Estimated cost is for materials and labor associated with additional costs are already additional costs are	\$16	· Wastern/and	
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	addressed unde	er violation numbers	2 and 3.
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	em (except for	one-time;avoided;	
Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0 \$0	\$0	\$0 \$0
Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0	.\$0	\$0
Supplies viginitaria Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0 \$0	\$0	\$0
ONE-TIME avoided costs [3] Other (as needed) Notes for AVOIDED costs	\$0	\$0	\$0
Other (as needed) Notes for AVOIDED costs		\$0	\$0
Notes for AVOIDED costs	\$0	7 e. a - 1 \$ 0	\$0
		in de la mercia de la companya. Di companya di	
1			
		S. S.	
Approx. Cost of Compliance \$200	TOTAL	¢	\$16

Screening Date	18-Sep-2007	Docket No	2007-1534-LII-E	PGW
Respondent	Catherine E. Harr	ris dba All Water Austin		Policy Revision 2 (September 2002)
Case ID No.				PCW Revision September 19, 2007
Reg. Ent. Reference No.	RN103669073			
Media [Statute]	Irrigators			and the state of t
Enf. Coordinator	Merrilee Hupp			
Violation Number	5			:
Rule Cite(s)		30 Tex. Admin. Code § 34	44.93(c)	
Violation Description	advertising of s Woods Bouleva Cedar Park, Willi the backflow te licensed irrigat however, onl	in from false, misleading, or deceptive services and fees. Specifically, the card in Round Rock, Williamson Courtiamson County, stated that the Total esting was not performed. Additionators and two licensed backflow prevery one licensed irrigator (the Respondibly testers were employed by All Wwere prepared.	2006 invoices prepared for nty, and 1701 Mackenzie La Due included backflow test lly, the web site advertised tention assembly testers on dent) and no licensed backf	1730 ine in ing, yet three staff, low
			Base I	Penalty \$2,500
>>∕Environmental, Property a	ind Human He	alth Matrix		
		Harm		
Release		loderate Minor		
OR Actual			D	
Potential			Percent 0%	
>>Programmatic Matrix			w.	
Falsification	Major M	Ioderate Minor	34 5	
	x	4	Percent 10%	
Matrix Notes	1	100% of the rule requirment was not	met.	
			Adjustment	\$2,250
		15.15.15.15.15.15.15.15.15.15.15.15.15.1		\$\pi_1\text{2.500}
				\$250
Violation Events				
Number of Vic	plation Events	2 621	Number of violation days	
	dally			
	monthly			
mark only one	iquarterly (Violation Base I	Penalty \$500
with an x	semiannual			
	cannual		·	
:	single event	<u> </u>	•	
Two single e	vents are recommo	ended based upon the two different documented.	locations where the violaton	is were
Economic Benefit (EB) for th	is violation		Statutory Limit Test	
Estimated	i EB Amount	\$20	Violation Final Penalt	y Total \$550
		This violation Final Asses	ssed Penalty (adjusted for	limits) \$550

	E	conomic	Benefit W	orksl	neet			A trick	
Respondent	Catherine E. Ha	arris dba All Water	Austin	911 1941 2					
Case ID No.									
Reg. Ent. Reference No.									
	Irrigators						4. 计图像数字	Y! را	ears/of
Violation No.						Perce	nt Intere	Der	reciation
VIOLATION	no Deservates de la composition de la comp		2000年6月7日的扩张的	28. A	HERENE MARIE	100/1007	ancimionalisma P	5.0	15
									Amount
建筑2017年	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Oneti	ime Cost	SED	Amount
Item Description	No commas or \$		THE PROPERTY OF THE PARTY OF TH	Walday - C	(本)是於是數學	EPHORETO	(Probable	短距离	特關關係可可
							and the second second second	diam't much etc.	a man of the A
Delayed Costs	可解的抽种的特征	· · · · · · · · · · · · · · · · · · ·					學的理解	1430	建制工作 。
Equipment				0.0	\$0		\$0		\$0
Buildings				0.0	\$0	ļ	.\$0		\$0
Other (as needed)	\$50	20-Jul-2006	8-Jun-2007	0.9	\$0	 	.\$3		\$3
Engineering/construction				0.0	\$0	of the state of th	\$0	5542	\$0
Land				0.0	.\$0		m/amah		\$0
Record Keeping System				0:0	\$0		in/a	MARK .	\$0 \$0
Training/Sampling				0.0	\$0 \$0	- Automotive Color	in/asinis Vii/asinis	(538)2 (538)2	\$0
Remediation/Disposal	s			0.0		AV MADDO-6-621	DIT IN CONTRACTOR	1000	
Permit Costs Other (as needed)	\$200 Estimated cos	20-Jul-2006 st for the Respond	1-Apr-2008 ent to provide back	0.0 1.7 kflow asse	\$0 \$17 embly testing of t	wo devi	in/awwa in/airws ces by a	licensed	\$0 \$17 tester as
	Estimated cost described on the earlier date	st for the Respond he invoice and to a		1.7 kflow asse to reflect (April 1, oices. Th	\$17 embly testing of to only currently lie 2008) is the expute final date of J	wo devi	zn/as s ces by a personne ate of con	licensed i. Date r	\$17 tester as equired is in terms of
Other (as needed) Notes for DELAYED costs	Estimated con described on to the earlier date providing the b	st for the Respond he invoice and to o of the two invoice packflow testing re	lent to provide back update the web site s and the final date ferenced in any inv was temp	1.7 kflow asset to reflect to (April 1, voices. The porarily su	\$17 embly testing of to only currently lie 2008) is the expire final date of Josephaded.	wo devi censed ected da une 8, 2	ces by a personne ate of con	licensed i. Date r npliance e date th	\$17 tester as required is in terms of e web site
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Compliance History

Custome	r/Respondent/Owner-Op	erator:	CN602187387	HARRIS, CATHER	INE E	Classification:	Rating:		
Regulate	d Entity:		RN103669073	HARRIS, CATHER	RINE E	Classification:	Site Rating:		
ID Number(s):		LANDSCAPE IRF	LI0008131						
Location:				<u>.</u>					
TCEQ R	egion:		REGION 11 - AUSTIN						
Date Cor	mpliance History Prepare	d:	September 19, 2007						
Agency [Decision Requiring Comp	liance History:	Enforcement		,				
Compliance Period:			September 19, 2002 to September 19, 2007						
TCEQ St	aff Member to Contact fo	r Additional Inform	nation Regarding this	Compliance History					
Name:	Merrilee Hupp		Ph	one: 512-239-	4490	····			
			Site	Compliance History	y Components				
1. Has th	e site been in existence	and/or operation fo	or the full five year co	mpliance period?	Yes				
2. Has th	ere been a (known) char	ge in ownership o	f the site during the c	ompliance period?	No				
3. If Yes,	who is the current owner	r?			N/A				
4. if Yes	, who was/were the prior	owner(s)?			N/A				
5. When	did the change(s) in owr	nership occur?			N/A				
	nents (Multimedia) for				<u></u>				
А.	Final Enforcement Orc		ents, and consent de	crees of the state of Te	exas and the feder	al government.			
	N/A								
		4					,		
B.	Any criminal conviction N/A	ns of the state of T	exas and the federal	government.		·			
C.	Chronic excessive em	ssions events.				•			
	N/A								
D.	The approval dates of	investigations. (Co	CEDS Inv. Track. No.)	o .	. *			
E.	Written notices of viola	itions (NOV), (CCE	EDS Inv. Track, No.)			• •			
	Date: 06/21/2					,			
	Self Report?	NO	•		Classification:	Moderate			
	Citation:	30 TAC Cha 30 TAC Cha 30 TAC Cha 30 TAC Cha Failure to pro	pter 344, SubChapte, pter 344, SubChapte, pter 344, SubChapte, pter 344, SubChapte, pter 344, SubChapte, perly connect the irri ckflow prevention dev	r D 344.73(2) r D 344.73(3) r D 344.73(4) r D 344.73[G] gation system to a pri\	vate water supply u	ising an			
	Self Report?	NO			Classification:	Moderate			
	Citation: Description:	30 TAC Cha 30 TAC Cha 30 TAC Cha Failure to de		D 344.77(a)(2) D 344.77(a)(3)					
		specific nozz	le operating at a spe						
	Self Report?	NO TAC Chai	nter 344 SubChanta	- D 344 77(A/1)	Classification:	Moderate			
	Citation:	30 TAC Chaj 30 TAC Chaj 30 TAC Chaj 30 TAC Chaj 30 TAC Chaj	pter 344, SubChapter pter 344, SubChapter pter 344, SubChapter pter 344, SubChapter pter 344, SubChapter pter 344, SubChapter	D 344.77(f)(2) D 344.77(f)(3) D 344.77(f)[G] D 344.77(g) D 344.77[G]					
	Description:	Failure to use	e direct burial wire so	lices that are wateroro	or per manufacture	? Γ			

recommendation

Classification: NO Moderate Self Report? Citation: 30 TAC Chapter 344, SubChapter F 344.96 Failure to honor the warranty. Description: Classification: Moderate Self Report? 30 TAC Chapter 344, SubChapter F 344.95(c) Citation: Description: Failure to provide in the design a statement of area coverage of the irrigation system. Date: 06/22/2007 (542759) Classification: Moderate Self Report? 30 TAC Chapter 344, SubChapter D 344.70 Citation: Failure by a licensed irrigator to comply with reasonable inspection requirements, Description: ordinances or regulations designed to protect the public water supply, any of which relates to work performed or to be performed within such political subdivision's NO Classification: Moderate Self Report? 30 TAC Chapter 344, SubChapter D 344.77(e)(1) Citation: Description: Failure by a licensed irrigator to meet the minimum standards for depth of coverage of piping. Classification: Moderate Self Report? NO 30 TAC Chapter 344, SubChapter D 344.77(f)(3) Citation: Failure by a licensed irrigator to meet the minimum standards for wiring irrigation Description: systems. NO Classification: Self Report? 30 TAC Chapter 344, SubChapter F 344.96 Citation: Failure by a licensed irrigator to present the customer, on all installations of new Description: irrigation systems (i.e. excluding remodeling and renovation), a written statement of guarantees for materials and labor furnished in the installation of the irrigation system and honor the warranty. Classification: Self Report? NO Moderate 30 TAC Chapter 344, SubChapter F 344.93(c) Citation: Description: Failure by a license irrigator to refrain from false, misleading, or deceptive practices relating to the bidding or advertising of services and fees by a licensed irrigator or a licensed installer. Classification: Moderate Self Report? 30 TAC Chapter 344, SubChapter F 344.95(b) Citation: Description: Failure by a licensed irrigator to adequately design or supervise the design of an irrigation system. Self Report? Classification: Moderate 30 TAC Chapter 344, SubChapter D 344.72 Citation: Failure by a licensed irrigator to design, install, maintain, repair, or service an Description: irrigation system in a manner that promotes water conservation.

Environmental audits. F.

N/A

G. Type of environmental management systems (EMSs).

N/A

Voluntary on-site compliance assessment dates. H.

N/A

Participation in a voluntary pollution reduction program. ١.

N/A

Early compliance. J.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
CATHERINE E. HARRIS DBA ALL	§	
WATER AUSTIN,	§	ENVIRONMENTAL QUALITY
RN103669073	§	

DEFAULT ORDER DOCKET NO. 2007-1534-LII-E

At its	agenda, the Texas Commission on Environmental Quality,
("Commission" or "TCEC	") considered the Executive Director's Preliminary Report and Petition
filed pursuant to TEX. WA	TER CODE chs. 7 and 37, TEX. OCC. CODE ch. 1903, and the rules of the
TCEQ, which requests app	ropriate relief, including the imposition of an administrative penalty and
corrective action of the res	pondent. The respondent made the subject of this Order is Catherine E.
Harris dba All Water Aust	in ("Ms. Harris").

The Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

- 1. Ms. Harris held TCEQ Irrigator License No. LI0008131, (expired on June 30, 2008), and owns and operates a landscape irrigation service business located at 505 East 8th Street, Georgetown, Williamson County, Texas (the "Business").
- 2. Ms. Harris sells, designs, consults, installs, maintains, alters, repairs, and/or services landscape irrigation systems. Therefore Ms. Harris is subject to TCEQ jurisdiction pursuant to Tex. Occ. Code ch. 1903, and Tex. Water Code ch. 37.
- 3. During an inspection on April 27, 2007 and a record review conducted on August 24, 2007, a TCEQ Austin Regional Office investigator documented that Ms. Harris:
 - a. Failed to comply with reasonable inspection requirements, ordinances, or regulations designed to protect the public water supply of a city, town, county, special purpose district or other political subdivision of the State. Specifically, at 3007 Adam Cove, in Round Rock, Williamson County, Texas, a plumbing permit was not obtained from the Building Inspection Department in Williamson County prior to the

installation of the irrigation system, and an inspection was not arranged for the backflow prevention assembly device installation. At 101 and 103 Northfield Street and 3103 Quail Run in Round Rock, Williamson County, Texas, an inspection of the installation of the backflow prevention assembly was not arranged before the box containing the backflow prevention device was covered;

- b. Failed to meet the minimum standards for depth coverage of piping for the installation of irrigation systems. Specifically, at 1701 Mackenzie Lane, in Cedar Park, Williamson County, Texas, the coverage of pipe between Zone Nos. 5 and 6 on the right side of the yard was less than the required six inches;
- c. Failed to meet the minimum standards for wiring irrigation systems. Specifically, at 101 Northfield Street, in Round Rock, Williamson County, Texas, and 1701 Mackenzie Lane, in Cedar Park, Williamson County, Texas, wire splices which were not waterproof were used in underground connections of the zone valves;
- d. Failed to refrain from false, misleading, or deceptive practices relating to bidding or advertising of services and fees. Specifically, the 2006 invoices prepared for 1730 Woods Boulevard in Round Rock, Williamson County, Texas, and 1701 Mackenzie Lane in Cedar Park, Williamson County, Texas, state that the total due included backflow testing, yet the backflow testing was not performed. Additionally, the Respondent's web site advertised three licensed irrigators and two licensed backflow prevention assembly testers on staff. However, only one licensed irrigator (Ms. Harris) and no licensed backflow prevention assembly testers were employed by All Water Austin at the time the invoices were prepared; and
- e. Failed to honor the warranty presented to the customers for the materials and labor furnished in the installation of the new irrigation systems. Specifically, the Respondent did not return to 1701 Mackenzie Lane in Cedar Park, Williamson County, Texas, to make the necessary sprinkler head adjustments and meet the minimum standards required for wiring and coverage of piping. At 101 Northfield Street in Round Rock, Williamson County, Texas, the Respondent did not return to address the six malfunctioning shrub riser nozzles or the nozzle in another zone which had not been placed correctly in the spray head.
- 4. Ms. Harris received notice of the violations on or about June 27, 2007.
- 5. The Executive Director filed the "Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of

- Catherine E. Harris dba All Water Austin" (the "EDPRP") in the TCEQ Chief Clerk's office on August 4, 2008.
- 6. By letter dated August 4, 2008, sent via certified mail, return receipt requested, and via first class mail, postage prepaid, the Executive Director served Ms. Harris with notice of the EDPRP. According to the return receipt "green card", Ms. Harris received notice of the EDPRP on August 5, 2008, as evidenced by the signature on the card.
- 7. More than 20 days have elapsed since Ms. Harris received notice of the EDPRP, provided by the Executive Director. Ms. Harris failed to file an answer to the EDPRP, failed to request a hearing, and failed to schedule a settlement conference.

CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact Nos. 1 and 2, Ms. Harris is subject to the jurisdiction of the TCEQ pursuant to Tex. Water Code chs. 7 and 37, Tex. Occ. Code ch. 1903, and the rules of the Commission.
- 2. As evidenced by Finding of Fact No. 3.a., Ms. Harris failed to comply with reasonable inspection requirements, ordinances, or regulations designed to protect the public water supply of a city, town, county, special purpose district or other political subdivision of the State, in violation of 30 Tex. ADMIN. CODE § 344.70.
- 3. As evidenced by Finding of Fact No. 3.b., Ms. Harris failed to meet the minimum standards for depth coverage of piping for the installation of irrigation systems, in violation of 30 Tex. ADMIN. CODE § 344.77(e)(1).
- 4. As evidenced by Finding of Fact No. 3.c., Ms. Harris failed to meet the minimum standards for wiring irrigation systems, in violation of 30 Tex. ADMIN. CODE § 344.77(f)(3).
- 5. As evidenced by Finding of Fact No. 3.d., Ms. Harris failed to refrain from false, misleading, or deceptive practices relating to bidding or advertising of services and fees, in violation of 30 Tex. Admin. Code § 344.93(c).
- 6. As evidenced by Finding of Fact No. 3.e., Ms. Harris failed to honor the warranty presented to the customers for the materials and labor furnished in the installation of the new irrigation systems, in violation of 30 Tex. Admin. Code § 344.96.

- 7. As evidenced by Finding of Fact Nos. 5 and 6, the Executive Director timely served Ms. Harris with proper notice of the EDPRP, as required by Tex. WATER CODE § 7.055 and 30 Tex. ADMIN. CODE § 70.104(a).
- 8. As evidenced by Finding of Fact No. 7, Ms. Harris has failed to file a timely answer to the EDPRP, as required by Tex. Water Code § 7.056 and 30 Tex. Admin. Code § 70.105. Pursuant to Tex. Water Code § 7.057 and 30 Tex. Admin. Code § 70.106, the Commission may enter a Default Order against Ms. Harris and assess the penalty recommended by the Executive Director.
- 9. Pursuant to Tex. Water Code § 7.051, the Commission has the authority to assess an administrative penalty against Ms. Harris for violations of the Texas Water Code within the Commission's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
- 10. An administrative penalty in the amount of two thousand three hundred thirty-seven dollars (\$2,337.00) is justified by the facts recited in this Order, and considered in light of the factors set forth in Tex. Water Code § 7.053.
- 11. TEX. WATER CODE §§ 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.

ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. Ms. Harris is assessed an administrative penalty in the amount of two thousand three hundred thirty-seven dollars (\$2,337.00) for violations of Tex. Water Code ch. 37, Tex. Occ. Code ch. 1903, and TCEQ rules. The payment of this administrative penalty and Ms. Harris' compliance with all the terms and conditions set forth in this Order completely resolve the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations which are not raised here. All checks submitted to pay the penalty imposed by this Order shall be made out to the "Texas Commission on Environmental Quality". The administrative penalty assessed by this Order shall be paid within 30 days after the effective date of this Order and shall be sent with the notation "Re: Catherine E. Harris dba All Austin Water; Docket No. 2007-1534-LII-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. Ms. Harris shall undertake the following technical requirements:
 - a. Immediately upon the effective date of this Order, Ms. Harris shall
 - i. Obtain a plumbing permit in accordance with the Building Inspection Department in the city in which work is to be performed prior to commencing any irrigation related work;
 - ii. Arrange for the inspection of the backflow prevention device after installation and prior to the box containing the backflow prevention device being covered;
 - iii. Begin using wire splices which are waterproof in underground connections of the zone valves during installation of all irrigation systems;
 - iv. Ensure that all irrigation systems are designed and/or installed to provide a minimum of six inches of coverage over piping if the manufacturer has no recommended specifications for depth coverage of piping; and
 - v. Honor all warranties presented to customers by Catherine Harris dba All Water Austin.
 - b. Within 30 days of the effective date of this Order, Ms. Harris shall update the All Water Austin web site to accurately reflect the number of licensed irrigators it employs as well as the number of licensed backflow prevention assembly testers it employs.
 - c. Within 60 days after the effective date of this Order, Ms. Harris shall submit written certification and detailed supporting documentation, including photographs, receipts, and other records, to demonstrate compliance with Ordering Provision Nos. 2.a. through 2.b. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents,

and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Ms. Harris shall submit the written certification and copies of documentation necessary to demonstrate compliance with Ordering Provision Nos. 2.a. through 2.b. to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Andy Gardner, Regulatory Compliance Section Manager Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- 3. All relief not expressly granted in this Order is denied.
- 4. The provisions of this Order shall apply to and be binding upon Ms. Harris. Ms. Harris is ordered to give notice of this Order to personnel who maintain day-to-day control over the Business operations referenced in this Order.
- 5. If Ms. Harris fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Ms. Harris' failure to comply is not a violation of this Order. Ms. Harris shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Ms. Harris shall notify the Executive Director within seven days after Ms. Harris becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 6. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Ms. Harris shall be made in writing to the Executive Director. Extensions are not effective until Ms. Harris receives written

Catherine E. Harris dba All Water Austin Docket No. 2007-1534-LII-E Page 7

approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

- 7. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to Ms. Harris if the Executive Director determines that Ms. Harris has not complied with one or more of the terms or conditions in this Order.
- 8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. The Chief Clerk shall provide a copy of this Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 Tex. ADMIN. CODE § 70.106(d) and Tex. Gov't Code § 2001.144.

Catherine E. Harris dba All Water Austin Docket No. 2007-1534-LII-E Page 8

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

AFFIDAVIT OF REBECCA M. COMBS

STATE OF TEXAS §
COUNTY OF TRAVIS §

"My name is Rebecca M. Combs. I am of sound mind, capable of making this affidavit, and the facts stated in this affidavit are within my personal knowledge and are true and correct.

On behalf of the Executive Director of the Texas Commission on Environmental Quality, the 'Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of Catherine E. Harris dba All Water Austin' (the 'EDPRP') was filed with the Office of the Chief Clerk on August 4, 2008.

The EDPRP was sent to Ms. Harris at her last known address on August 4, 2008 via certified mail, return receipt requested, and via first class mail, postage prepaid. According to the return receipt 'green card', Ms. Harris received notice of the EDPRP on August 5, 2008, as evidenced by the signature on the card.

More than 20 days have elapsed since Ms. Harris received notice of the EDPRP. Ms. Harris failed to file an answer to the EDPRP, failed to request a hearing, and failed to schedule a settlement conference".

Rebecca M. Combs

Attorney

Texas Commission on Environmental Quality

Before me, the undersigned authority, on this day personally appeared Rebecca M. Combs, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration herein expressed.

Given under my hand and seal of office this day of Decomber, 2008.

Margaret Jackson
Notary Public
Stampse of Texas
My Commission Expires
OCTOBER 06, 2009

Notary Signature